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(54) **Anterior lumbar interbody fusion cage with locking plate**

(57) A spinal fixation assembly includes a fusion cage to which a plate is mated. The plate is configured to receive, retain and orient bone screws.

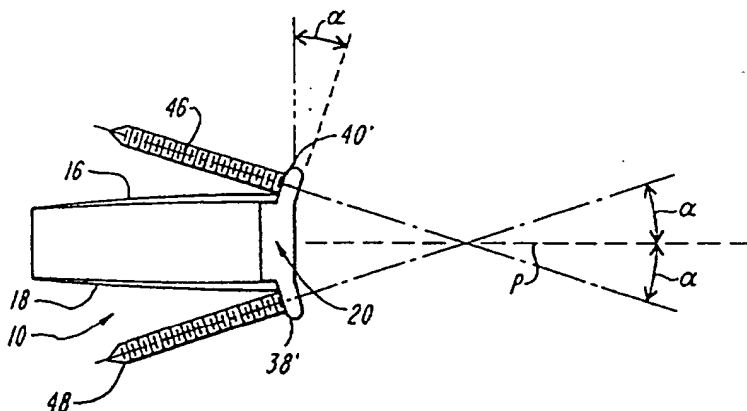


FIG. 3

Description

[0001] The present invention relates to medical devices, and more particularly to an implantable structure for promoting fusion of adjacent vertebral bodies.

[0002] Advancing age, as well as injury, can lead to changes in the bones, disks, joints, and ligaments of the spine producing pain from nerve root compression. Under certain circumstances, alleviation of pain can be provided by performing a spinal fusion. This is a procedure that involves joining two or more adjacent vertebrae so that they no longer are able to move relative to each other.

[0003] Many prosthetic devices are known for promoting fusion of the spinal vertebrae, and the devices can be classified, in part, based upon the approach to the spine that will be taken by the surgeon (anterior, posterior, lateral, etc.). None of the known devices is completely satisfactory, and improvements are desirable.

[0004] The present invention improves upon known spinal fusion devices, especially those devices intended for an anterior approach to the spine. In an exemplary embodiment, a spinal fixation assembly includes a fusion cage to which a plate is mated. The plate is configured to receive, retain and orient bone screws, thereby holding the fusion cage and adjacent vertebral bodies in a stable relationship to promote fusion.

[0005] Additional features of the assembly can include a plate mated to the fusion cage so as to be slidable therewith, and joining them with a mortise and a tenon. The plate can include extensions or tabs through which bone screws are passed and retained on one or both of the superior and inferior sides of the fusion cage. The tabs can be angled to orient the screws as desired.

[0006] The fusion cage can include convex superior and inferior surfaces, and it can be tapered from the anterior face to the posterior face. Both the fusion cage and the plate can include insertion tool guide and engagement features, such as bores and notches. Fins can be provided at one or more points on the inferior and superior faces of the fusion cage.

[0007] The invention will be more fully understood from the following detailed description taken in conjunction with the accompanying drawings, in which:

FIG. 1 is a plan view of a fusion cage in accordance with the present invention;

FIG. 2 is a view of the anterior face of the fusion cage of FIG. 1;

FIG. 3 is a side view of the fusion cage of FIG. 1 with bone screws;

FIG. 4 is a plan view of an embodiment of a fusion cage in accordance with the invention having fins on the superior face of the cage;

FIG. 5 is a view of the anterior face of the fusion cage of FIG. 4;

FIG. 6 is a side view of the fusion cage of FIG. 4;

FIG. 7 illustrates adjacent vertebral bodies being

separated in preparation for insertion of a fusion cage;

FIG. 8 depicts a portion of the spine following placement of the fusion cage of FIG. 1;

FIG. 9 depicts a portion of the spine following placement of the fusion cage of FIG. 4;

FIG. 10 is a side elevation view of a bone engagement fin in accordance with the invention; and

FIG. 11 is a top view of an exemplary bone engagement fin.

[0008] Referring to the drawings, FIG. 1 shows a fusion cage in accordance with the present invention. The cage includes a body 10 that approximates the shape and size of the annulus portion of a disk which normally separates two vertebral bodies. The body 10 includes faces that are named in relation to their orientation with respect to a patient. Specifically, the body 10 includes an anterior face 12, a posterior face 14, a superior face 16, and an inferior face 18 (visible in FIG. 2). Except where specifically noted, as used herein, "face" is not intended to connote the outwardmost surface ("face surface" is used) or a specific geometry (e.g., planar). Rather, "face" refers to a general region on different sides of the body 10. A carbon fibre composite or other radiolucent material is well suited for fabrication of the body.

[0009] The cage further includes a plate 20 which can be mated with the body 10. Titanium or carbon fibre composites are suitable materials for the plate 20. As shown in FIGS. 1, 2, and 3, the plate 20 is mated with the anterior face 12 of the body 10 for an anterior approach to the spine. However, other embodiments of the fusion cage are configured for mating the plate 20 to the body 10 at locations other than the anterior face 12 as required for an anterolateral or lateral approach to the spine.

[0010] Although the plate 20 can be bonded firmly to the body 10 so that the plate and body cannot move with respect to each other, they can also be mated to allow movement with respect to each other. For example, in the illustrated embodiment, the plate 20 includes a tenon 24 that is disposed within a mortise 26 defined by the body 10, wherein the tenon can slide in a superior/inferior direction within the mortise.

[0011] Continuing to refer to FIG. 1, the fusion cage can also be provided with first and second transverse elements 28 and 30, respectively, that join the posterior face 14 to the anterior face 12. The transverse elements 28 and 30 enhance the structural integrity of the body 10 and provide additional load bearing surface. The transverse elements 28 and 30 can also be configured to provide a guide path for a fusion cage insertion tool. For example, the guide path in the illustrated embodiment is between the transverse elements in the space numbered 32. The guide path can further include a notch or depression 34 in one or both of the superior face 16 or inferior face 18 of the body or defined by the plate 20 as shown in FIG. 2. In an exemplary embodi-

ment, the guide path is about 8 mm wide and recessed about 1 mm to 2 mm below the superior/inferior face surface.

[0012] Referring now to FIG. 2, an embodiment of the plate 20 is shown mated to the anterior face 12. In this illustration, four bone screw holes 36, 38, 40 and 42 are visible as is a guide bore or hole 44. The guide hole 44 is aligned with a bore 46 (shown in FIG. 1) in the body 10. Both the guide hole 44 and the bore 46 are configured to receive a portion of an insertion tool (not shown), and both the guide hole and bore can be provided with tool engagement features such as threads. As shown, the bone screw holes 36, 38, 40 and 42 can be disposed in or defined by plate extensions or tabs 36', 38', 40' and 42', wherein the tabs and the remainder of the plate 20 can all lie in the same plane, or one or more of the tabs can be angled with respect to the remainder of the plate or one or more of the other tabs.

[0013] Turning to FIG. 3, bone screws 46 and 48, each having a head and a shank are shown disposed through the holes in tabs 40' and 38', respectively, such that the head of each screw engages the respective tab to inhibit passage of the head through the aperture in the tab. In an exemplary embodiment, the screws are about 3.6 mm in diameter and about 22 mm in length. The screws are of the "locking" type, so that they cannot "back out" of the holes in the plate.

[0014] Continuing to refer to FIG. 3, tabs 38' and 40' are shown angled with respect to the remainder of the plate 20 so that screws 46 and 48 are angled with respect to the medial plane "P" of the body 10. The angle formed by the tab(s) and plate, as well as by the screw (s) and medial plane, is designated as " α " and is determined by a particular situation and a patient's anatomy. Preferably, the angle " α " is at least about 15°; preferably, the angle is not more than about 60°. For most applications the angle " α " is about 20°. However, in other embodiments, the tabs are flexible or readily bent with respect to the remainder of the plate 20.

[0015] Also shown in FIG. 3 are other advantageous features of the fusion cage, such as flat to slightly convex inferior and superior face surfaces 18 and 16, respectively, and a slightly tapered (about 10°) or wedge profile, wherein the body 10 is thicker at the anterior face 12 than at the posterior face 14.

[0016] Referring now to FIG. 4, a fusion cage is shown with sharp fins 50 on the superior face of the transverse elements 28 and 30. As shown in FIGS. 5 and 6, fins 50 can also be provided on the inferior face of the transverse elements 28 and 30. Exemplary fins are about 1mm to 2mm in height. FIGS. 10 and 11 illustrate exemplary fins in greater detail. As shown in FIG. 10, an exemplary fin 50 has a first end 68 and a second end 70, and as illustrated in FIG. 4, each fin is oriented in a generally anterior/posterior so that the first end is closer to the posterior face 14 of the fusion cage and the second end is closer to the anterior face 12. One or more fins can be tapered so that the second end 70 is taller than

the first end 68 which merges flush with the face of the cage on which it is formed or mounted. Also, as shown in FIGS. 4 and 11, the second end 70 can be wider than the first end 68 which comes to a point.

[0017] Continuing to refer to FIG. 10, a posterior face 72 can be angled during manufacture to provide a range of fin configurations. When an angle defined by the posterior face 72 and a line 74 formed by the intersection of opposing fin sides 76 and 78 is small (e.g., α_1) a top fin portion 80 forms a "spike" that readily will dig into bone if the fin is moved toward the second end 70. If, as shown by dotted lines in FIG. 10, and from above in FIG. 11, the angle defined by the posterior face 72 and a line 74 formed by the intersection of opposing fin sides 76 and 78 is larger (e.g., α_2) a top fin portion 80 forms a "spike" that readily will dig into bone when the fin and bone are pressed toward each, as when the fusion cage is compressed between two vertebral bodies.

[0018] The fusion cage of FIGS. 4, 5 and 6 does not include a plate 20, but it does include a bore 46 for engaging an insertion tool, as well as a guide path or groove. Additional advantages of the present invention are evident when the invention is viewed in context.

[0019] FIG. 7 is a lateral view of adjacent vertebral bodies 52 and 54 being distracted or separated with a surgical implement 56, of which only the distal portion is visible, in preparation for insertion of a fusion cage in accordance with the invention, the disk having been removed and the implant area prepared.

[0020] FIG. 8 depicts the fusion cage described above with respect to FIGS. 1, 2 and 3 after it has been implanted. In this view, portions of the vertebral bodies are shown cut-away to illustrate the penetration of the bone screws 58 and 60 into the bodies. It is important to note that screw heads 62 and 64 are flush or sub-flush with the anterior face surface 66 of the fusion cage, thus minimizing the likelihood that major blood vessels running along the spine will be injured.

[0021] FIG. 9 illustrates the fusion cage described above with respect to FIGS. 4, 5 and 6 after it has been implanted. In this view, portions of the vertebral bodies are shown cut-away to illustrate the penetration of the fins 50 into the vertebral bodies 52 and 54. It should be noted that because the fins 50 can be tapered both in height and width. Thus, the tapering, in combination with the anterior/posterior orientation of the fins, allows the fusion cage to be inserted between the vertebral bodies with minimal resistance due to the fins, thereby minimizing necessary distraction distance between vertebral bodies. Also, the raised second end of the fins significantly inhibits anterior movement of the fusion cage once it has been positioned between vertebral bodies, as it "digs-in" to the vertebral bone if the fusion cage is urged in an anterior direction. In other words, the fins enhance purchase and provide expulsion protection.

[0022] Prior to inserting a fusion cage between vertebral bodies, the space bounded by the body 10 and transverse elements 28 and 30 (if included) can be filled

with autograft or allograft bone, or demineralized bone matrix (DBM) to promote fusion. Over a period of about three months the vertebral bodies fuse.

[0023] As should be readily apparent from the preceding description, the present invention provides many advantages. For example, the fusion cage is sufficiently broad and thick so that only a single cage is needed to replace an excised disk. The profile and slightly bowed or convex superior and inferior surfaces of the fusion cage body closely approximate the shape of a natural disk and provide an excellent, stable, load-bearing surface. The plate, when included, ensures that the body will not become dislodged from the spine, yet is readily accessible with an anterior approach. Further, the plate allows bone screws to be deeply embedded into the vertebral bodies without piercing or otherwise damaging the hard, load-bearing, cortical bone. Also, both the plate and the body include features that allow for relatively easy manipulation and insertion with appropriately configured surgical tools.

Claims

1. A spinal fixation assembly comprising:
 - a fusion cage having
 - a posterior face,
 - an anterior face,
 - a superior face, and
 - an inferior face;
 - a plate mated to the fusion cage, the plate defining an aperture for receiving a bone screw; and
 - a bone screw having a head and a shank, the shank being dimensioned to pass through the aperture in the plate, and the head being dimensioned to engage the plate to inhibit passage of the head through the aperture in the plate.
2. An assembly as claimed in claim 1, in which the plate is mated to the anterior face of the fusion cage.
3. An assembly as claimed in claim 1, in which the plate is slidably engaged with the fusion cage so as to be movable in a superior/inferior direction.
4. An assembly as claimed in claim 1, in which the plate and the fusion cage are joined with a mortise and a tenon.
5. An assembly as claimed in claim 1, in which the fusion cage includes a medial plane that separates the inferior face from the superior face to define an inferior side and a superior side, and in which the plate defines a first aperture on the inferior side of the fusion cage and a second aperture on the superior side of the fusion cage.
6. An assembly as claimed in claim 5, in which the plate includes a first tab that defines the first aperture and a second tab that defines the second aperture.
7. An assembly as claimed in claim 6, in which the first tab and the second tab are flexible.
8. An assembly as claimed in claim 6, in which one of the first tab and the second tab is angled with respect to the plate at an angle between 15° and 60°.
9. An assembly as claimed in claim 6, in which one of the first tab and the second tab is angled with respect to the plate at an angle of about 20°.
10. An assembly as claimed in claim 1, in which one of the superior face and the inferior face is convex.
11. An assembly as claimed in claim 1, in which the fusion cage is thicker at the anterior face than at the posterior face.
12. An assembly as claimed in claim 11, in which the fusion cage tapers at about 10° from the anterior face to the posterior face.
13. An assembly as claimed in claim 11, in which the fusion cage defines an annulus with a first transverse element and a second transverse element.
14. An assembly as claimed in claim 13, in which the first and second transverse elements extend from the anterior face to the posterior face.
15. An assembly as claimed in claim 14, in which the first transverse element is substantially parallel to the second transverse element.
16. An assembly as claimed in claim 5, in which the fusion cage defines a bore centred on the medial plane and open at the anterior face.
17. An assembly as claimed in claim 16, in which the plate has a bore extending through it which is aligned with the bore defined by the fusion cage.
18. An assembly as claimed in claim 1, which includes a plurality of fins extending outward from the fusion cage on one of the superior face and the anterior face.
19. An assembly as claimed in claim 1, which includes a notch on one of the superior face and inferior face

that extends from the anterior face toward the posterior face.

20. A spinal fixation assembly comprising:

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a fusion cage having

a posterior face,
an anterior face,
a superior face, and
an inferior face;

10

a plate mated to the anterior face of the fusion cage, the plate defining an aperture for receiving a bone screw; and

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a bone screw having a head and a shank, the shank being dimensioned to pass through the aperture in the plate, and the head being dimensioned to engage the plate to inhibit passage of the head through the aperture in the plate;

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in which the fusion cage includes a medial plane that separates the inferior face from the superior face to define an inferior side and a superior side, and in which the plate defines a first aperture on the inferior side of the fusion cage and a second aperture on the superior side of the fusion cage;

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in which the plate includes a first tab that defines the first aperture and a second tab that defines the second aperture, one of the first tab and the second tab being angled with respect to the plate at an angle between 15° and 60°.

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21. An assembly as claimed in claim 20, in which one of the superior face and the inferior face is convex and in which the fusion cage is thicker at the anterior face than at the posterior face.

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22. A spinal fixation assembly comprising:

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a fusion cage having a posterior face, an anterior face, a superior face, and an inferior face, in which one of the superior face and the inferior face is convex and in which the fusion cage is thicker at the anterior face than at the posterior face; and

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a plurality of fins extending outward from the fusion cage on one of the superior face and the anterior face.

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23. An assembly as claimed in claim 22, which includes a notch on one of the superior face and inferior face that extends from the anterior face toward the posterior face.

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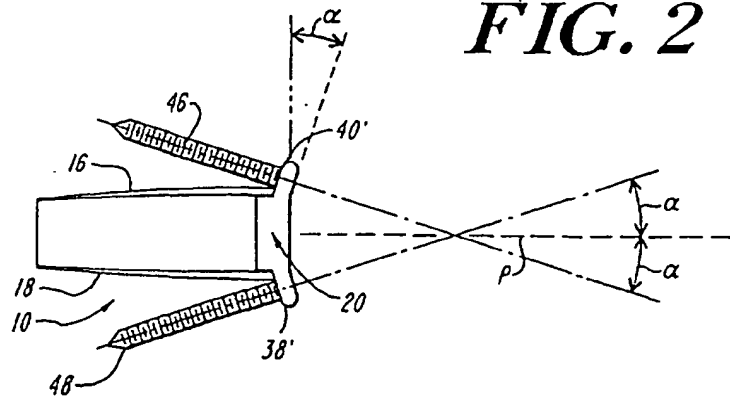
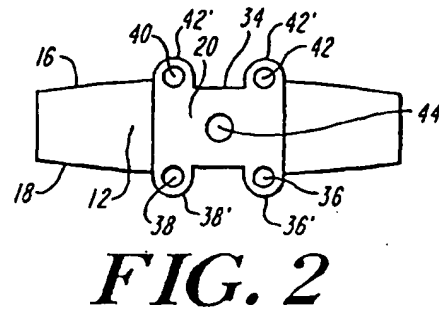
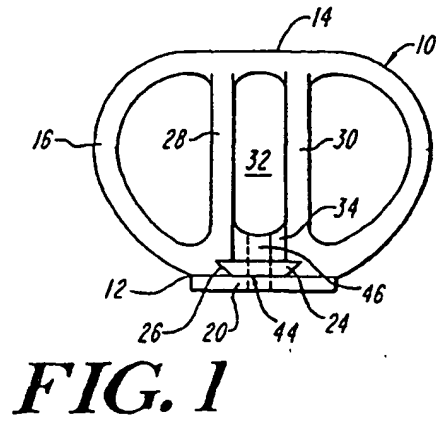


FIG. 3

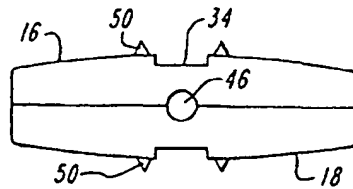
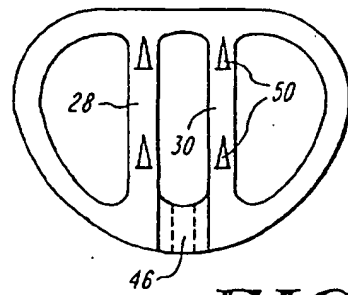


FIG. 5

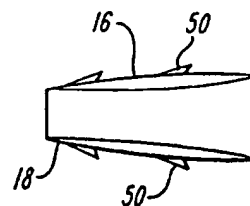


FIG. 6

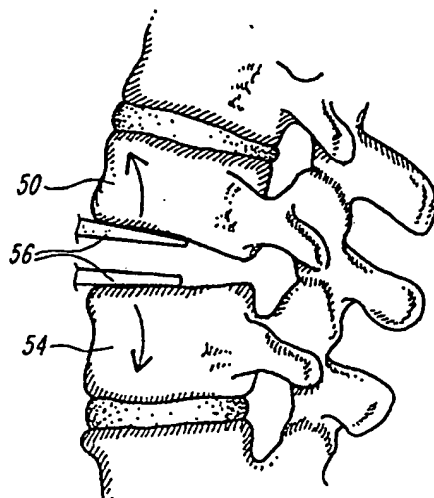


FIG. 7

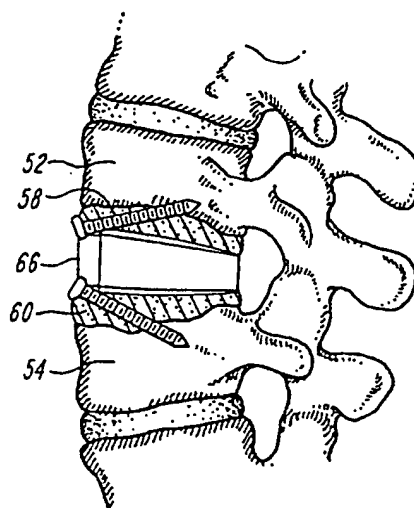


FIG. 8

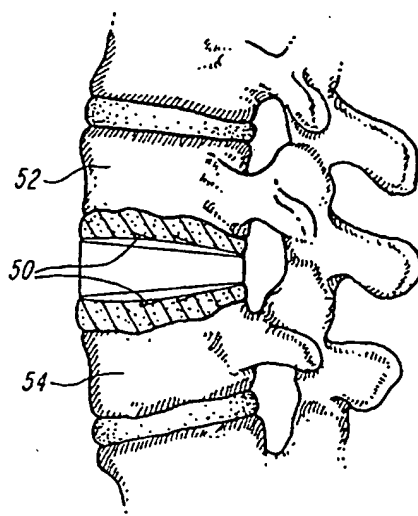


FIG. 9

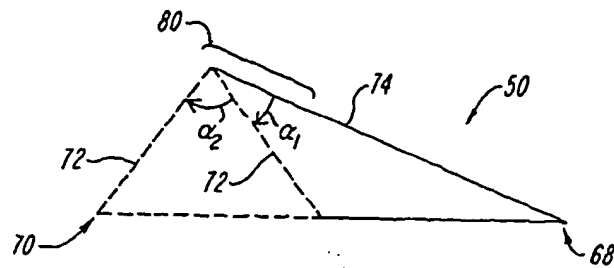


FIG. 10

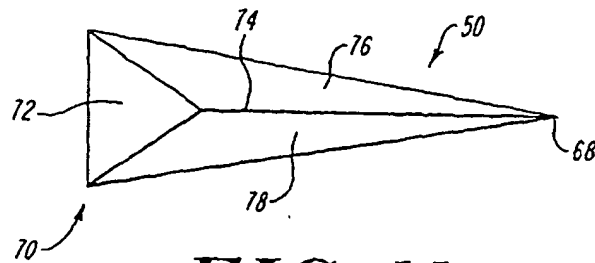


FIG. 11



(19)

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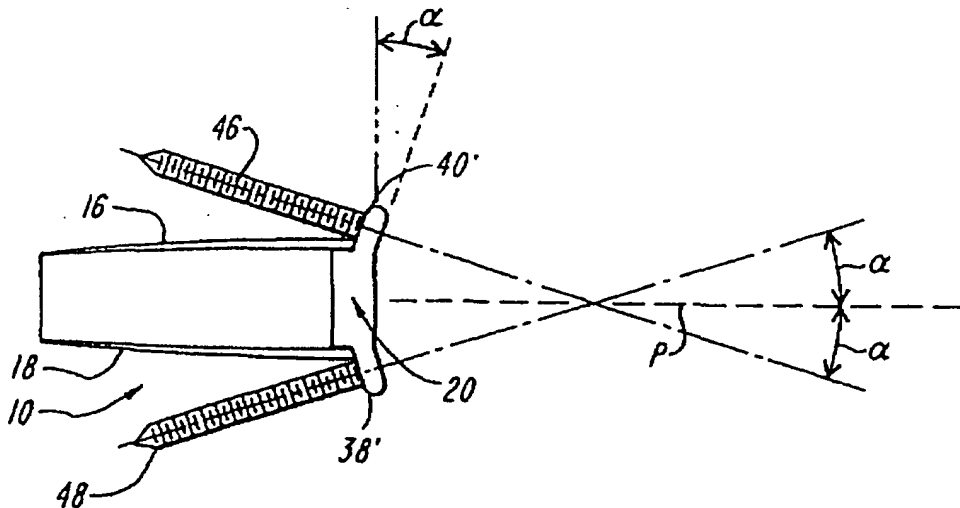


FIG. 3

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European Patent
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EUROPEAN SEARCH REPORT

Application Number
EP 00 31 0411

DOCUMENTS CONSIDERED TO BE RELEVANT			
Category	Citation of document with indication, where appropriate, of relevant passages	Relevant to claim	CLASSIFICATION OF THE APPLICATION (InCL7)
X	WO 97 20526 A (BRAY ROBERT S JR) 12 June 1997 (1997-06-12) * claim 1; figures 1C,2,3,10,16 * * page 8, line 31 - line 36 *	1,2,5,6, 8-12,16, 17,20,21	A61F2/44
Y	---	13-15	
X	US 5 713 899 A (GODARD JOEL ET AL) 3 February 1998 (1998-02-03) * claim 5; figures 4,5 *	1,5,6, 11,16-18	
A	---	7,20,21	
X	FR 2 747 034 A (SCIENT X) 10 October 1997 (1997-10-10) * claims 1,2,11; figures * * page 6, line 6 - line 8 *	1-6,10, 11,16,17	
A	---	7	
X	DE 295 11 146 U (OHST NORBERT ING) 30 November 1995 (1995-11-30) * claims 1,12-15; figures 1-3,7 *	1,2,5,6, 11	
A	---	7-9,12, 18-21	TECHNICAL FIELDS SEARCHED (Int.Cl.7) A61F
Y	FR 2 742 653 A (COLORADO) 27 June 1997 (1997-06-27) * claims 1,5-9,11,12; figures 1,2 *	13-15	
A	---	1,2, 10-12, 16,18, 20,21	
P,X	WO 99 63914 A (HENDERSON REBECCA SASSCER ;NEWMAN JOHN W (US); HENDERSON FRASER C) 16 December 1999 (1999-12-16) * figures 5,6,12-14 * -----	1,2,5,6, 8,11,16, 17	
The present search report has been drawn up for all claims			
Place of search THE HAGUE		Date of completion of the search 31 October 2001	Examiner Stach, R
<p>CATEGORY OF CITED DOCUMENTS</p> <p>X : particularly relevant if taken alone Y : particularly relevant if combined with another document of the same category A : technological background O : non-written disclosure P : intermediate document</p> <p>T : theory or principle underlying the invention E : earlier patent document, but published on, or after the filing date D : document cited in the application L : document cited for other reasons & : member of the same patent family, corresponding document</p>			

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**ANNEX TO THE EUROPEAN SEARCH REPORT
ON EUROPEAN PATENT APPLICATION NO.**

EP 00 31 0411

This annex lists the patent family members relating to the patent documents cited in the above-mentioned European search report.
The members are as contained in the European Patent Office EDP file on
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31-10-2001

Patent document cited in search report		Publication date	Patent family member(s)	Publication date
WO 9720526	A	12-06-1997	AU 705598 B2	27-05-1999
			AU 1330197 A	27-06-1997
			CA 2242645 A1	12-06-1997
			EP 0915687 A1	19-05-1999
			US 5888223 A	30-03-1999
			WO 9720526 A1	12-06-1997

US 5713899	A	03-02-1998	FR 2733413 A1	31-10-1996
			DE 19615938 A1	31-10-1996
			JP 8299360 A	19-11-1996

FR 2747034	A	10-10-1997	FR 2747034 A1	10-10-1997
			BR 9710703 A	17-08-1999
			CA 2250804 A1	16-10-1997
			EP 0891169 A1	20-01-1999
			WO 9737620 A1	16-10-1997
			JP 2000508187 T	04-07-2000
			US 6235059 B1	22-05-2001

DE 29511146	U	30-11-1995	DE 29511146 U1	30-11-1995

FR 2742653	A	27-06-1997	FR 2742653 A1	27-06-1997
			AT 194275 T	15-07-2000
			DE 69609197 D1	10-08-2000
			DE 69609197 T2	15-03-2001
			EP 0869753 A1	14-10-1998
			WO 9723175 A1	03-07-1997

WO 9963914	A	16-12-1999	US 6066175 A	23-05-2000
			AU 4416099 A	30-12-1999
			WO 9963914 A1	16-12-1999
